

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

ANN MARIE ARBOUR,	X	
	X	
	X	
Plaintiff,	X	
	X	
v.	X	Civil Action No. 05-11730-PBS
	X	
THE MICROOPTICAL CORPORATION,	X	
	X	
Defendant.	X	
	X	

**DEFENDANT'S MOTION TO DISMISS COUNT IV OF PLAINTIFF'S COMPLAINT**

Defendant The MicroOptical Corporation ("MicroOptical") hereby moves to dismiss Count IV asserted by Plaintiff Anne Marie Arbour in her Complaint. MicroOptical is entitled to judgment as a matter of law for the reasons set forth in the attached Memorandum in Support of Defendant's Motion to Dismiss Count IV of Plaintiff's Complaint.

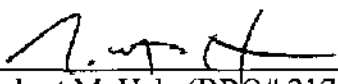
**REQUEST FOR ORAL ARGUMENT**

Pursuant to Local Rule 7.1(D), MicroOptical hereby requests oral argument on this Motion to Dismiss.

Respectfully submitted,

**THE MICROOPTICAL CORPORATION**

By its attorney,

  
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Robert M. Hale (BBO# 217170)  
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Dated: August 29, 2005  
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